

**Iowa Department of Natural Resources
Natural Resource Commission**

ITEM

20

DECISION

TOPIC

**Final Rule--Chapter 95, Game Harvest Reporting and Landowner-Tenant
Registration**

The Commission is requested to adopt a final rule to amend Chapter 95, "Game Harvest Reporting and Landowner-Tenant Registration." These amendments clarify the regulations for reporting the harvest of deer and wild turkey and procedures for landowners and tenants to verify their eligibility for free deer and wild turkey hunting licenses. No comments were received on this rule.

Ken Herring, Administrator
Conservation and Recreation Division
Attachment

May 10, 2007

NATURAL RESOURCE COMMISSION [571]

Adopted and Filed

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby amends Chapter 95, "Game Harvest Reporting and Landowner-Tenant Registration," Iowa Administrative Code.

Chapter 95 establishes procedures and requirements for reporting deer and wild turkey harvested and procedures for landowners and tenants to register for free deer and wild turkey licenses. These amendments clarify the regulations for reporting the harvest of deer and wild turkey and procedures for landowners and tenants to verify their eligibility for free deer and wild turkey hunting licenses.

Notice of Intended Action was published in the Iowa Administrative Bulletin on March 28, 2007, as ARC 5799B. A public hearing was held on April 19, 2007, and no comments were received. One comment was received that landowners should not have to register.

These amendments are intended to implement Iowa Code sections 483A.38, 483A.39, 483A.48 and 483A.7.

These amendments shall become effective July 11, 2007.

The following amendments are adopted.

ITEM 1. Amend subrule 95.1(1) as follows:

95.1(1) Reporting deadlines.

a. Deer. A harvest report must be made by midnight on the day after the day of the kill, before the deer is taken to a locker or taxidermist, before the deer is processed for consumption, or before the ~~hunter leaves the state~~ deer is transported out of state, whichever occurs first.

b. Wild turkey. A harvest report must be made no later than midnight on the day after the turkey is killed, before the turkey is taken to a locker or taxidermist, before the turkey is processed for consumption, or before the ~~hunter leaves the state~~ turkey is transported out of state, whichever occurs first.

ITEM 2. Amend rule 571--95.2(481A), introductory paragraph, as follows:

571--95.2(481A) Verifying eligibility for free landowner or tenant licenses. Eligibility for free and reduced-fee deer and wild turkey hunting licenses, which are hereafter referred to as free licenses, is defined in Iowa Code section 483A.24, rule 571--98.5(483A) and rule 571--106.12 (481A). The electronic licensing system for Iowa (ELSI) will not issue free licenses to persons who have not registered their eligibility with ELSI. Registering once will enable a landowner or tenant and any eligible family members to receive all the free licenses for which the landowner or tenant is eligible for three years after the date of registration, provided the landowner's and tenant's eligibility status does not change within the three-year period.

ITEM 3. Amend subrule 95.2(2) as follows:

95.2(2) Who may obtain free licenses. One member of the landowner family (the landowner or an eligible family member) may obtain a free any-deer license. Members of the landowner family may divide the free antlerless-deer-only licenses for which the family is eligible among themselves in any way they choose. If there is a tenant on the same property, one member of the tenant family (the tenant or an eligible family member) may also obtain a free any-deer license. Members of the tenant family may divide the free antlerless-deer-only licenses for which they may be eligible among themselves in any way they choose. ~~The~~ One member of the

landowner family and one member of the tenant family may each obtain one free spring turkey hunting license and one free fall turkey hunting license.

ITEM 4. Amend subrule 95.2(4) as follows:

95.2(4) Information verifying eligibility. In order to register, a landowner, tenant or qualifying family member must have a customer record in ELSI, i.e., have already purchased a license through ELSI. A person without an ELSI customer record must call the ELSI telephone ordering system to establish a customer record before registering. When registering, landowners, tenants and family members will be required to provide their ELSI customer number or their Iowa driver's license number or social security number and their date of birth to identify their ELSI customer record.

a. Landowners. A landowner shall provide the ~~taxpayer identification number (ID)~~ or parcel identification number (PIN) from the landowner's current property tax statement for one parcel of qualifying land owned by the landowner and the number of the county where the land is located. Qualifying family members shall be registered to the same parcel of qualifying land as the landowner.

b. Partnerships, corporations or other forms of joint land ownership. Each owner of a jointly owned farm unit and the owner's qualifying family members who wish to receive free licenses for that farm unit shall register with the same county number and ~~ID or PIN number~~. Only one joint owner or family member may obtain the one any-deer license available for the farm unit. The other joint owner(s) and family members may divide any other free licenses to which they are entitled among themselves in any way they choose.

c. Tenants. A tenant shall provide an affidavit that contains the name, address, and telephone number of the owner of the qualifying land rented by the tenant; the county number where the land is located; and the landowner's ~~taxpayer ID or~~ PIN from one parcel of that qualifying land. If a tenant rents land from more than one landowner, the tenant shall provide the required information about only one landowner. The tenant's qualifying family members shall be registered to the same parcel of qualifying land as the tenant.

d. Signature required. Pursuant to Iowa Code ~~Supplement~~ section 483A.24(2)"f," all affidavits submitted to register eligibility for free licenses shall bear the signature of the landowner, tenant, or family member attesting that the information contained therein is true.

Date

Richard A. Leopold, Director

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